

AMENDED IN ASSEMBLY JUNE 30, 2011

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE MARCH 25, 2011

SENATE BILL

No. 386

Introduced by Senator Harman

February 15, 2011

An act to add Section ~~5080.42~~ 5080.44 to the Public Resources Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 386, as amended, Harman. State parks: proposed closures: public notice.

(1) Existing law authorizes the Department of Parks and Recreation to enter into agreements between the department and federal and local governments and other public agencies for the care, maintenance, administration, and control of lands under the jurisdiction of any party to this agreement for the purpose of the state park system, as prescribed.

This bill would require the department to post on its Internet Web site, at least 30 days prior to the date the department plans to close *all, or a significant portion, of* a unit of the state park system to public access, specified information about the proposed park closure, *as defined*, including information about how to contact the department in writing if an individual or other party is interested in entering into negotiations with the department for a contract or agreement to lease, operate, maintain, or provide concessions at a unit of the state park system that is proposed to be closed. The bill would require the

department to respond in writing to any inquiry received in connection with the information provided pursuant to those provisions.

(2) This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section ~~5080.42~~ 5080.44 is added to the Public
2 Resources Code, to read:

3 ~~5080.42. (a) The department shall post on its Web site, at least~~
4 5080.44. (a) *The department shall post on its Internet Web*
5 *site, at least 30 days prior to the date the department plans to close*
6 *all or a significant portion of a unit of the state park system to*
7 *public access, all of the following information:*

8 (1) The name of the park system unit proposed to be closed.

9 (2) The approximate date of proposed closure.

10 (3) Information about how to contact the department in writing
11 if an individual or other party is interested in entering into
12 negotiations with the department for a contract or agreement to
13 lease, operate, maintain, or provide concessions at a unit of the
14 park system that is proposed to be closed.

15 (b) The department shall respond in writing to any inquiry
16 received in connection with the information provided pursuant to
17 subdivision (a).

18 (c) *For purposes of this section "closure" means any significant*
19 *reduction in public access to all or a substantial portion of a state*
20 *park unit.*

21 SEC. 2. This act is an urgency statute necessary for the
22 immediate preservation of the public peace, health, or safety within
23 the meaning of Article IV of the Constitution and shall go into
24 immediate effect. The facts constituting the necessity are:

25 In order that statutory changes are made to require the
26 Department of Parks and Recreation to provide timely notice to
27 the public on its Internet Web site of proposed closures of units
28 of the state park system at the earliest possible time, it is necessary
29 that this act take effect immediately.

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